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PTO/SB/21 (09-04)

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TRANSMITTAL FORM <small>(to be used for all correspondence after initial filing)</small>	Application Number	10/783,607	
	Filing Date	February 19, 2004	
	First Named Inventor	Weckwerth et al.	
	Art Unit	3739	
	Examiner Name	Not assigned yet	
Total Number of Pages in This Submission	16+	Attorney Docket Number	354806-991300

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input checked="" type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Fifty-nine references Return postcard
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Firm Name	DLA Piper Rudnick Gray Cary US LLP		
Signature	<i>Alan A. Limbach</i>		
Printed name	Alan A. Limbach		
Date	February 17, 2006	Reg. No.	39,749

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Typed or printed name	Kathleen LaBrie	Date	February 17, 2006

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Substitute for form 1449A/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use as many sheets as necessary)		Complete If Known	
		Application Number	10/783,607
		Filing Date	February 19, 2004
		First Named Inventor	Weckwerth et al.
		Art Unit	3739
		Examiner Name	Not assigned yet
Sheet 2	of 14	Attorney Docket Number	354806-991300 (2502187-991300)

Each item of information listed in the attached FORM PTO/SB/08a, and FORM PTO/SB/08b may be material to the examination of the above-identified application and is, therefore, submitted in compliance with the duty of disclosure defined in 37 CFR 1.56, 1.97 and 1.98. The Examiner is requested to make these items of official record in this application.

This Information Disclosure Statement under 37 CFR 1.56, 1.97 and 1.98 is not to be construed as a representation that a search has been made, that additional information material to the examination of this application does not exist, or that any one or more of these items constitutes prior art.

If this statement crosses in the mail with an office action, or is otherwise not in the indicated category of 37 C.F.R. 1.97, it is respectfully requested that this statement be treated in the next appropriate category and made of record. To the extent required, please treat this submission as a conditional petition for acceptance of the information disclosure statement.

The Commissioner is authorized to charge any deficiencies and credit any overpayment of fees to our Deposit Account No. 07-1896

Date: Feb. 17, 2006

Respectfully submitted,

DLA Piper Rudnick Gray Cary US LLP

By: [Signature]
 Alan A. Limbach
 Reg. No. 39,749
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		Art Unit	3739
		Examiner Name	Not assigned yet
Sheet 3	of 14	Attorney Docket Number	354806-991300 (2502187-991300)

U. S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. ¹	Document Number Number-Kind Code ² (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
A		10/794,676	03-03-04	Weckwerth et al.	
		R 36,634	03-28-00	Ghaffari	
		3,307,533	03-07-67	Liebner	
		3,538,919	11-10-70	Meyer	
		3,622,743	11-23-71	Muncheryan	
		3,693,623	09-26-72	Harte	
		3,821,510	06-28-74	Muncheryan	
		3,834,391	09-10-74	Block	
		4,232,678	11-11-80	Skovajsa	
		4,388,924	06-21-83	Weismann	
		4,354,092	10-12-82	Manabe et al.	
		4,423,736	01-03-84	DeWitt et al.	
		4,846,184	07-11-89	Comment et al.	
		4,551,628	11-05-80	Grossman	
		4,573,466	03-04-86	Simada et al.	
		4,592,353	06-03-86	Daikuzono	
		4,608,978	09-02-86	Rohr	
		4,617,926	10-21-86	Sutton	
		4,690,141	09-01-87	Castel	
		4,733,660	03-29-88	Itzkan	
		4,829,262	05-09-89	Furumoto	
		4,905,690	03-90	Ohshiro et al.	
		4,930,504	06-05-90	Diamantopoulos et al.	
		5,057,104	10-15-91	Chess	
		5,059,192	10-22-91	Zaias	
		5,075,971	12-31-91	McCambridge	
		5,109,465	04-28-92	Klopotek	
		5,226,907	07-13-93	Tankovich	
		5,259,380	11-09-93	Mendes et al.	
		5,282,797	02-01-94	Chess	
		5,344,418	09-06-94	Ghaffari	
		5,360,426	11-01-94	Muller et al.	
		5,401,270	03-28-95	Mueller	
		5,405,368	04-11-95	Eckhouse	
		5,425,728	06-20-95	Tankovich	
		5,431,647	07-11-95	Purcell, Jr.	

Examiner: <i>[Signature]</i>	Date Considered: <i>05/10/06</i>
EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP '609/ Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to the applicant.	

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		Art Unit	3739
Examiner Name	Not assigned yet		
Sheet 4	of 14	Attorney Docket Number	354806-991300 (2502187-991300)

U. S. PATENT DOCUMENTS					
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		5,464,434	11-07-95	Alt	
		5,464,436	11-07-95	Smith	
		5,486,172	01-23-96	Chess	
		5,519,534	05-21-96	Smith	
		5,549,660	08-27-96	Mendes et al.	
		5,556,612	09-17-96	Anderson	
		5,595,568	01-21-97	Anderson et al.	
		5,606,798	03-04-97	Kelman	
		5,624,435	04-29-97	Furumoto	
		5,628,744	05-13-97	Colman et al.	
		5,630,811	05-20-97	Miller	
		5,632,741	05-27-97	Zavislan	
		5,643,252	07-01-97	Waner et al.	
		5,647,866	07-15-97	Zaia	
		5,658,323	08-19-97	Miller	
		5,669,916	09-23-97	Anderson	
		5,683,380	11-04-97	Eckhouse	
		5,700,240	12-23-97	Barwick, Jr.	
		5,707,403	01-13-98	Grove	
		5,728,090	03-17-98	Martin	
		5,735,844	04-07-98	Anderson et al.	
		5,743,901	04-28-98	Grove	
		5,752,948	05-19-98	Tankovich	
		5,752,949	05-19-98	Tankovich	
		5,766,214	06-19-98	Mehl, Sr.	
		5,769,844	06-23-98	Ghaffari	
		5,817,089	10-06-98	Tankovich	
		5,820,625	10-13-98	Izawa	
		5,824,023	10-20-98	Anderson	
		5,843,072	12-01-98	Furumoto	
		5,846,252	12-08-98	Mehl, Sr.	
		5,849,029	12-15-98	Eckhouse	
		5,853,407	12-29-98	Miller	
		5,868,732	02-09-99	Waldman	

Examiner: <i>[Signature]</i>	Date Considered: <i>05/10/06</i>
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		First Named Inventor	Weckwerth et al.		
		Art Unit	3739		
		Examiner Name	Not assigned yet		
Sheet	5	of	14	Attorney Docket Number	354806-991300 (2502187-991300)

U. S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. ¹	Document Number Number-Kind Code ² (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
A		5,871,479	02-16-99	Furumoto	
		5,871,480	02-16-99	Tankovich	
		5,871,521	01-16-99	Kaneda	
		5,879,346	03-09-99	Waldman	
		5,885,273	03-23-99	Eckhouse	
		5,966,210	10-12-99	Roscow et al.	
		5,968,034	10-19-99	Fullmer et al.	
		5,989,267	11-23-99	Anderson	
		6,015,404	01-18-00	Altshuler	
		6,059,765	05-09-00	Cole	
		6,080,146	06-27-00	Altshuler	
		6,096,029	08-01-00	O'Donnell, Jr.	
		6,106,514	08-22-00	O'Donnell, Jr.	
		6,138,041	10-24-00	Yahia	
		6,160,831	12-12-00	Kleinschmidt	
		6,183,500	02-06-01	Kohler	
		6,183,773	02-06-01	Anderson	
		6,188,495	02-13-01	Inoue	
		6,197,020	03-06-01	O'Donnell, Jr.	
		6,208,749	03-27-01	Gutkowicz-Krusin et al.	
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		6,251,127	06-26-01	Biel	
		6,269,818	08-07-01	Lui et al.	
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		6,277,111	08-21-01	Clement	
		6,280,438	08-28-01	Eckhouse	
		6,290,713	09-18-01	Russell	
		6,379,376	04-30-02	Lubart	
		6,436,127	08-20-02	Anderson et al.	
	6,440,122	08-27-02	Shimoji		
	6,441,943	08-27-02	Roberts		
	6,494,900	12-2002	Salansky et al.		

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Substitute for form 1449A/PTO

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

Sheet 6

of 14

Complete if Known

Application Number	10/783,607
Filing Date	February 19, 2004
First Named Inventor	Weckwerth et al.
Art Unit	3739
Examiner Name	Not assigned yet
Attorney Docket Number	354806-991300 (2502187-991300)

U. S. PATENT DOCUMENTS

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A		6,508,813	01-21-03	Altshuler	
		6,511,475	01-28-03	Altshuler	
		6,514,242	02-04-03	Vasily	
		6,516,013	02-04-03	Patzel	
		6,517,532	02-11-03	Altshuler.	
		6,533,775	03-18-03	Bizoui	
		6,548,781	04-15-03	Brunwinkel	
		6,563,853	05-13-03	Heist	
		6,600,951	07-29-03	Anderson	
		6,605,080	08-12-03	Altshuler	
		6,610,052	08-26-03	Furumoto	
		6,641,044	11-04-03	Plesko	
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		6,653,618	11-25-03	Zenzie	
		6,659,999	12-09-03	Anderson et al.	
		6,660,000	12-09-03	Neuberger et al.	
		6,663,620	12-16-03	Altshuler	
		6,663,659	12-16-03	McDaniel	
		6,666,856	12-23-03	Connors et al.	
		6,723,090	04-20-04	Altshuler et al.	
		6,887,260	05-2005	McDaniel	
		6,902,563	06-07-05	Wilkens et al.	
		2001-0023363	09-20-01	Harth et al.	
		2002-0005475 A1	01-17-02	Zenzie	
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		2002-0031160 A1	03-14-02	Desor	
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		2002-0128635 A1	09-12-02	Altshuler	
		2002-0128695	09-12-02	Harth et al.	
		2002-0151887 A1	10-17-02	Stern et al.	
	2002-0161357	10-31-02	Anderson et al.		
	2002-0161418	10-31-02	Wilkens et al.		

Examiner:

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		First Named Inventor	Weckwerth et al.
		Art Unit	3739
		Examiner Name	Not assigned yet
Sheet 7	of 14	Attorney Docket Number	354806-991300 (2502187-991300)

U. S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. ¹	Document Number Number-Kind Code ² (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
A		2002-0173780	11-21-02	Altshuler	
		2002-0173833	11-21-02	Korman et al.	
		2002-0183811 A1	12-05-02	Irwin	
		2003-0004499 A1	01-02-03	McDaniel	
		2003-0009158	01/09/03	Perricone	
		2003-0032950 A1	02-13-03	Altshuler	
		2003-0036751	02-20-03	Anderson	
		2003-0046825 A1	03-13-03	Slingo	
		2003-0050561 A1	03-13-03	Bazin et al.	
		2003-0055413	03-20-03	Altshuler	
		2003-0055414	03-20-03	Altshuler	
		2003-0065314	04-03-03	Altshuler	
		2003-0094714 A1	05-22-03	Buazza et al.	
		2003-0105069 A1	06-05-03	Robinson et al.	
		2003-0133292 A1	07-17-03	Mueller et al.	
		2003-0138249 A1	07-24-03	Merloa et al.	
		2003-0146122 A1	08-07-03	Westfield et al.	
		2003-0169400 A1	09-11-03	Buazza et al.	
		2003-0177657 A1	09-25-03	Andis	
		2003-0195494	10-16-04	Altshuler et al.	
		2003-0199859	10-23-03	Altshuler et al.	
		2003-0216795	11-20-03	Harth et al.	
		2003-0233138 A1	12-18-03	Spooner	
		2004-0006328	01-08-04	Anderson	
		2004-0010298	01-15-04	Altshuler	
		2004-0010299	01-15-04	Tolkoff	
		2004-0034319	02-19-04	Anderson et al.	
		2004-0034341	02-19-04	Altshuler et al.	
		2004-0036975	02-26-04	Slatkine	
		2004-0073079	04-15-04	Altshuler et al.	
	2004-0093042	05-13-04	Altshuler et al.		
	2004-0122492	06-24-04	Harth et al.		
	2004-0167499	02-19-04	Grove		
	2004-0167501	08-26-04	Island		

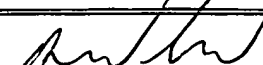
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A		2004-0167502	08-26-04	Weckwerth et al.	
		2004-0167592	08-26-04	Grove et al.	
		2004-0176754	09-09-04	Island et al.	
		2004-0176823	09-09-04	Island et al.	
		2004-0225339	11-2004	Yaroslavsky et al.	

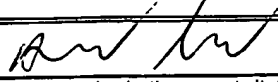
FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. ¹	Foreign Patent Number Country Code ³ -Number ⁴ -Kind Code ⁵ (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶
A		CN 2442726U	08-15-01	Jianping		
		DE 196 29 978 A1	01-29-98	Renner		
		EP 0 933 096 A2	08-04-99	Wynne		
		EP 1 116 476 A2	07-18-01	Conn		
		EP 1 168 535 A1	01-02-02	Shimonaka		
		EP 0 761 257 A2	03-12-03	Shinichi		
		FR 2 665 366	02-07-92	Rameil		
		JP 11-244295	09-14-99	Hirosuke		
		JP 2000-300683	10-31-00	Shimoji		
		WO 00-02491	01-20-00	Harth		
		WO 02-094116 A1	11-02	Altshuler		
		WO 03-017824 A2	03-06-03	McDaniel		
		WO 03-049633 A1	06-19-03	Slatkine		

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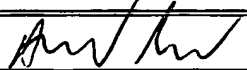
NON PATENT LITERATURE DOCUMENTS			
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A		Sloney, David, et al., "Safety With Lasers And Other Optical Sources, A Comprehensive Handbook", Plenum Press (1985), pp. 223-4, 477-480.	
		Hode, L., "Are Lasers More Dangerous Than IPL Instruments?", Lasers In Surgery And Medicine, Supplement, 15, 2003, p. 6; and poster presentation at corresponding conference.	
		2002 Skin & Aging, Supplement to November 2002, "Harnessing Light to Treat Stretch Marks and Other Hypopigmented Scars", pages 1-4.	
		Predicate Devices: LightSheer Diode Laser System by Star Medical/Coherent Star in 1997, K973324, K982940, K001746	
		Predicate Devices: SLP 1000 (LC 100) Diode Laser of Palomar Medical Technologies, K010580, K011747	
		Predicate Devices: Apex 800 Pulsed Diode Laser of IRIDEX Corporation, K020849	
		Predicate Devices: F1 Pulsed Diode Laser of Opus Medical, Inc., K030235	
		IEC Technical Report 60825-8, Safety of Laser Products – Guide for the Safe Use of Medical Laser Equipment	
		International Standard IEC 60825.1, Safety of Laser Products – Part 1: Equipment Classification, Requirements and User's Guide, Edition 1.2, August 2001, p. 11; p. 40, NOTE 2, Sub-note D; p. 52; p. 79	
		Predicate Devices: LightSheer Diode Laser System manufactured by Lumenis, Ltd.	
		Predicate Devices: Quantum Flash Lamp System manufactured by Lumenis, Ltd.	
		Predicate Devices: CoolGlide Excel YAG Laser by Altus, Inc.	

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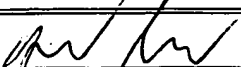
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		Class I Laser Device under the Guidelines of the U.S. Food and Drug Administration Center for Devices and Radiological Health, 2 pages.	
		Predicate Devices: Oriel Instruments Model 48010, by Spectra-Physics, Stratford, CT	
		Predicate Devices: Panasonic part no. P-170SCW, or HHR300SCP Ni-MH Rechargables, Panasonic P-170SCR P NiCd, by Panasonic Matsushita Electric Corporation of America, Secaucus, NJ	
		Predicate Devices: Laser Diode Bar Packages, part no. ASM06C040W080810B80, Cutting Edge Optronics, of St. Charles, MO	
		Predicate Devices: Part no. HX8-101 or FAN-101, or CP 0.8-31-06L, from Melcor	
		Predicate Devices: PIC18LF452, manufactured by Microchip Technologies of Chandler, AZ	
		Predicate Devices: Transistors IRL3716 (International Rectifier Corp., El Segundo, CA)	
		BROWN, EARLE, Modern Optics, Reinhold Publishing Corporation, 1065, p. 225	
		Micro Touch Trimmer website, www.assenontwork.com/vcc/ideavillage/microtouch/104917 , printed December 4, 2003, 21 pages.	
		Palomar Super Long Pulse Diode Laser System, Clinical Data, Palomar medical Technologies brochure.	

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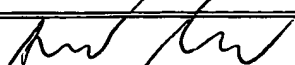
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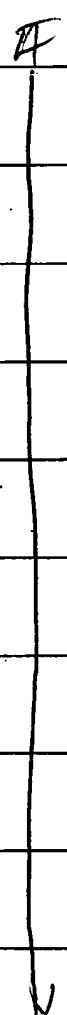
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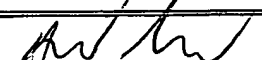
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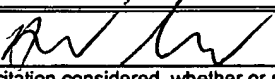
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GA		ANGELOPOULOU et al., "The Reflectance Spectrum of Human Skin", Technical Report, Department of Computer and Information Science, 1999, pgs 1-14.	
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